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PTO/SB/21 (08-00)

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Application Number	08/859960
Filing Date	05/21/1997
First Named Inventor	Zhidan Tolt
Group Art Unit	1765
Examiner Name	Robert M. Kunemund
Attorney Docket Number	12179-P064US

Total Number of Pages in This Submission 5

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Notice Regarding Drawings (copy); Notice of Draftperson's Patent Drawing Review (copy); return postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

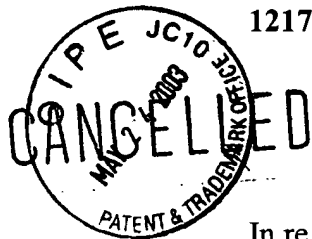
Firm or Individual name	Robert A. Voigt, Jr. Reg. 47,159
Signature	
Date	05/21/2004

CERTIFICATE OF MAILING

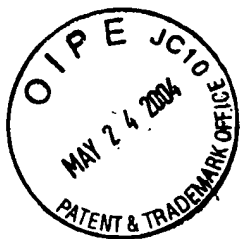
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: 5/21/04

Typed or printed name	Serena Beller		
Signature		Date	05/21/2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



12179-P064US



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- 1 -

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Zhidan Tolt et al.
Serial No.: 08/859,960
Filed: May 21, 1997
Art Unit: 1765
Examiner: R. Kunemund
For: A PROCESS FOR GROWING A CARBON FILM

**PETITION TO WITHDRAW HOLDING OF
ABANDONMENT UNDER 37 C.F.R. §1.181**

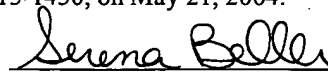
Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

1. Applicants hereby petition to withdraw the holding of abandonment in this case, on the basis that Applicants replied to the Notice Regarding Drawings (hereinafter "Notice"), with a mailing date of January 29, 2004, within the prescribed time period (two months from the mailing date of the Notice).
2. The Notice indicated to return the corrected drawings to Joshua Chase. A copy of the Notice is enclosed herewith.

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on May 21, 2004.



Signature

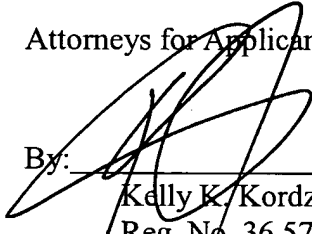
Serena Beller
(Printed name of person certifying)

3. After receiving the Notice, Applicants subsequently contacted Joshua Chase on the telephone regarding the Notice informing Joshua Chase that he had reviewed the informal drawings submitted on May 21, 1997 but did not review the formal drawings that were submitted with the issue fee on January 5, 2004.
4. Joshua Chase, upon being informed that he did not review the submitted formal drawings, reviewed the formal drawings and approved them.
5. Joshua Chase submitted a subsequent Notice of Draftperson's Patent Drawing Review, with a date of February 18, 2004, indicating that the drawings submitted on January 5, 2004 were approved. A copy of this subsequent notice is enclosed herewith.
6. This subsequent notice issued by Joshua Chase is *prima facie* evidence that Applicants responded to the Notice within the prescribed time period and that the drawings submitted by Applicants on January 5, 2004 are approved.
7. Accordingly, it is respectfully requested that the holding of abandonment be withdrawn.

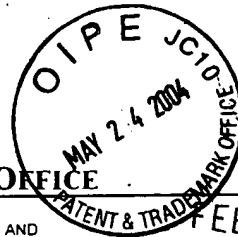
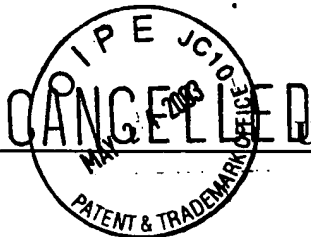
Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicants

By: 
Kelly K. Kordzik
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Robert A. Voigt, Jr.
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEB 06 2004

APPLICATION NUMBER 08/859960	FILING/RECEIPT DATE 05/21/1997	FIRST NAMES APPLICANT TOLT, ZHIDAN LI	ATTORNEY DOCKET NUMBER 12179-PO64US
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**KELLY KORDZIK
WINSTEAD SECHREST & MINICK P.C.
5400 RENAISSANCE TOWER
DALLAS TX 75270**

Examiner
KUNEMUND, BOB

Art Unit
1765

Paper Number
19

2/6/04
DOCKETED

Date Mailed: **01-29-04**

Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 5-21-97 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

RETURN CORRECTED DRAWINGS TO:

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
Joshua D. Chase
Joshua D. Chase
Office of Patent Publication,
Publishing Division
703-305-8404

Form PTO-948 (Rev. 06/03)

Application No. 81859,960U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW **RECEIVED**

The drawing(s) filed (insert date) 1-5-04 are:

MAY 27 2004

A. ☒ approved by the Draftsperson under 37 CFR 1.84 or 1.152.B. ☐ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. ☐ Corrected drawings are required.**OFFICE OF PETITIONS**

1. DRAWINGS. 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

Color drawings are not acceptable until petition is granted. Fig(s) _____

Pencil and non black ink not permitted. Fig(s) _____

2. PHOTOGRAPHS. 37 CFR 1.84(b)

One (1) full-tone set is required. Fig(s) _____

Photographs may not be mounted. 37 CFR 1.84(e)

Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____

Poor quality (half-tone). Fig(s) _____

3. TYPE OF PAPER. 37 CFR 1.84(e)

Paper not flexible, strong, white, and durable.

Fig(s) _____

Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted.

Fig(s) _____

4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes:

21.0 cm by 29.7 cm (DIN size A4) or

21.6 cm by 27.9 cm (8 1/2 x 11 inches)

All drawing sheets not the same size.

Sheet(s) _____

Drawings sheets not an acceptable size. Fig(s) _____

5. MARGINS. 37 CFR 1.84(g): Acceptable margins:

Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

Margins not acceptable. Fig(s) _____

Top (T) _____

Left (L) _____

Right (R) _____

Bottom (B) _____

6. VIEWS. 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

Views not labeled separately or properly.

Fig(s) _____

7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3)

Sectional designation should be noted with

Arabic or Roman numbers. Fig(s) _____

8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(j)

Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____

9. SCALE. 37 CFR 1.84(k)

Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction Fig(s) _____

10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l)

Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) _____

11. SHADING. 37 CFR 1.84(m)

Solid black areas pale. Fig(s) _____

Solid black shading not permitted Fig(s) _____

12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p)

Numbers and reference characters not plain and legible. Fig(s) _____

Figure legends are poor. Fig(s) _____

Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____

English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____

Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) _____

13. LEAD LINES. 37 CFR 1.84(q)

Lead lines missing. Fig(s) _____

14. NUMBERING OF SHEETS OF DRAWINGS. 37 CFR 1.84(t)

Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____

15. NUMBERING OF VIEWS. 37 CFR 1.84(u)

Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____

16. DESIGN DRAWINGS. 37 CFR 1.152

Surface shading shown not appropriate.

Fig(s) _____

Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____

COMMENTS:

Reviewer J. ChaseDate 2-18-04

If you have questions, call (703) 305-8404.

Attachment to Paper No. _____